

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Egan et al.

Group: 1642

Serial No. 09/674,237

Examiner: M.T. Davis

Filed: July 24, 2001

Confirmation No. 4932

For: *ESE GENES AND PROTEINS*

Date: March 16, 2005

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))**

1. This is a petition for an extension of time for a total period of three (3) months to respond to the Official Action dated September 16, 2004.
2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

3. Applicant:

☒ Claims small entity status. See 37 CFR 1.27.

☐ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

| | <u>Total Months Requested</u> | <u>Fee For Other Than Small Entity</u> | <u>Fee for Small Entity</u> |
|-------------------------------------|-----------------------------------|--|---------------------------------|
| <input type="checkbox"/> | one month | \$120.00 | \$60.00 |
| <input checked="" type="checkbox"/> | two months | \$450.00 | \$225.00 |
| <input type="checkbox"/> | three months | \$1,020.00 | \$510.00 |
| <input type="checkbox"/> | four months | \$1,590.00 | \$795.00 |
| <input type="checkbox"/> | five months | \$2,160.00 | \$1,080.00 |

Fee Enclosed **\$225.00**

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- ☒ A check in the amount of the extension fee and notice of appeal are enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



Karen A. Magri
Registration No. 41,965

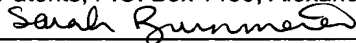
Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
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Customer Number 20792

CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10

"Express Mail" mailing label number: EV675780791US

Date of Deposit: March 16, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Sarah Brunmeier